1 KAREN P. HEWITT United States Attorney 2 CAROLINE P. HAN Assistant U.S. Attorney 3 California State Bar No. 250301 CLERK, U.S. DISTRICT COURT SOUTHERN DISTRICT OF CALIFORNIA RY Federal Office Building 880 Front Street, Room 6293 4 San Diego, California 92101-8893 5 Telephone: (619) 557-5220 Attorneys for Plaintiff 6 United States of America 7 8 UNITED STATES MAGISTRATE COURT 9 SOUTHERN DISTRICT OF CALIFORNIA 10 UNITED STATES OF AMERICA, Criminal Case No. 08MJ2145 11 Plaintiff, 12 MOTION TO DISMISS WITHOUT PREJUDICE v. 13 JORGE PEREZ-GONZALEZ, 14 MARIA LUISA GARCIA-ROMERO. 15 Material Witnesses. 16 **MOTION TO DISMISS** 17 COMES NOW the United States Attorney, Karen P. Hewitt, and Assistant U.S. Attorney, 18 Caroline P. Han, and hereby moves to dismiss, without prejudice, the material witness complaint 19 pursuant to 18 U.S.C. § 3144 against the above named material witnesses in the interest of justice 20 as their presence is no longer required in the United States because no criminal charges are being 21 filed in the matter for which they were being held. 22 23 DATED: July 15, 2008 24 Respectfully submitted, 25 KAREN P. HEWITT 26 **United States Attorney** /s/ Caroline P. Han 27 CAROLINE P. HAN

Assistant U.S. Attorney

28

## **ORDER**

Upon motion of the UNITED STATES OF AMERICA and good cause appearing, IT IS HEREBY ORDERED that the information in Magistrate Case Number 08MJ2145 be dismissed, without prejudice, as to material witnesses Jorge Perez-Gonzalez and Maria Luisa Garcia-Romero.

IT IS FURTHER ORDERED that any future hearing dates be vacated.

Cathy A. Bencivengo United States Magistrate Judge